

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION**

Debra Hayes,

Plaintiff,

v.

Primavera Primary Home Care, Inc.; Santa
Maria Medical Group, Inc; and La Gloria
Health Services, Inc.,

Defendants.

:
:
:
: Civil Action No.: 5:16-cv-00575-XR
:
:
:
:
:
:
:
:
:
:
:

**DECLARATION OF DEBRA HAYES IN SUPPORT OF
MOTION FOR DEFAULT JUDGMENT**

Pursuant to 28 U.S.C. § 1746, I, Debra Hayes, hereby declare as follows:

1. I was hired by Defendants Primary Home Care, Inc., Santa Maria Medical Group, Inc., and La Gloria Health Services, Inc. (“Defendants”) in late 2012. I worked for Defendants for a period of over four (4) years.

2. I entered into an employment contract with Defendants.

3. During the course of my employment I served as a “caregiver” and/or “provider.”

4. While working as a caregiver or provider, Defendants set my schedule.

5. Throughout the course of over four (4) years of employment, I worked over forty (40) hours per week and a minimum of one-hundred (100) hours per two-week pay period.

6. While working for Defendants, I did not have any managerial duties, I did not have authority to fire or fire other employees, and I did not supervise employees.

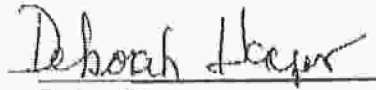
7. While employed by Defendants I received an hourly wage of \$8.00 for the entirety of my employment.

8. The majority of my work was spent taking care of clients. This involved addressing a variety of my clients' needs, including: bathing and dressing clients, preparing food, cleaning, shopping, taking clients to appointments, assisting with mail, and ensuring clients' bills were paid.

9. I never received overtime compensation for any weeks worked in excess of forty (40) hours throughout the course of my employment by Defendants. Instead, I received my normal hourly wage.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and accurate.

Executed this 16th day of January, 2017, at San Antonio, Texas.


Debra Hayes